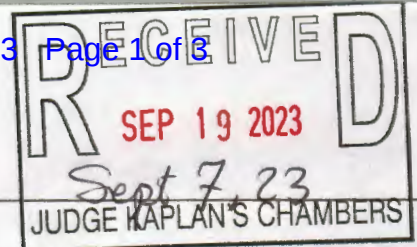


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DOC #:  
DATE FILED: 9/19/2023

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MEMO ENDORSED  
In The US District Court  
For Dist. of SDNY Court



USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 9-20-23

USA v. SALIM

Case # 98 - Cr 1023 (LAK)

## Deft's ProSe Motion Requesting a Clarification OR, As An Alternative, Notice Of Appeal

In July 26, 2023, Deft Salim wrote and sent a 2<sup>nd</sup> Coram Nobis Motion to this Court. Here by, Deft is certifying under the penalty of perjury that he never received any response neither from Govt. (AUSA-SDNY) Office nor from this Court. This fact can be also verified, if Court so orders, by the SIS technician of ADX Prison (MR. Keller).

In this mini motion <sup>here</sup>, Deft SALIM is <sup>respectfully</sup> requesting from this Court a clarification to: what is (or was) the outcome of his 2<sup>nd</sup> Coram Nobis Motion? And, if no any ruling was issued for it yet, then how <sup>much</sup> time Deft has to wait before filing any motion else?.

However, if the Deft's motion of coram nobis was denied, then, Obviously the Clerk of Court forgot to send a copy of the Court Order to Deft. And in such a case, Deft hereby is filing a Notice Of Appeal for his 2<sup>nd</sup> Coram Nobis.

Respectfully Subm.

Sept 7<sup>th</sup>, 2023  
SALIM - The Deft



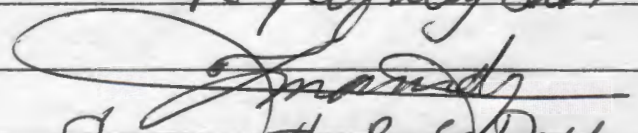
Certificate of Service Sept 7, 2023

I am: Mawdonk SALIM 42426-054 The  
Prose Dept of this case & 98-cr-1023 (LAK)  
Certifying that I under the penalty of perjury)  
On Sept 7, 2023

I sent a copy of this mini Motion to

AUSA-SDNY Office  
One Saint Andrews Plaza  
New York, NY 10007

Respectfully Sub.

  
SALIM - the Prose Dept  
Sept 7, 2023

Memorandum Endorsement

United States v Mamdouh Mahmud Salim, 98-cr-1023 (LAK)

Defendant's first *coram nobis* petition was docketed on January 31, 2023 and denied on February 21, 2023. His second *coram nobis* petition was docketed on August 11, 2023, denied on August 14, 2023, and the order denying the petition mailed to him on September 19, 2023.

He now seeks clarification of whether the second petition was decided and, if so, of the decision. This latest request also was docketed on September 19, 2023. He no doubt received the order denying petition after this request was filed.

As the clarification defendant seeks already has been mailed to him, that leaves only the alternative request that this request be treated as a notice of appeal.

In the circumstances, the Clerk shall docket this latest filing (to which this endorsement is attached) as a notice of appeal.

The Court hereby certifies that the appeal from the denial of defendant's second *coram nobis* petition has not been taken in good faith within the meaning of 28 U.S.C. §1915(a)(3).

SO ORDERED.

Dated: September 20, 2023

A handwritten signature in black ink, appearing to read "Lewis A. Kaplan", written over a horizontal line.

Lewis A. Kaplan  
United States District Judge